

EXHIBIT A



State of Alabama
Unified Judicial System

Form ARCiv-93 Rev. 9/18

COVER SHEET
CIRCUIT COURT - CIVIL CASE
(Not For Domestic Relations Cases)

Cas: 31

Date of Filing:
09/16/2020

Judge Code:

31-CV-2020-900557.00
CIRCUIT COURT OF
ETOWAH COUNTY, ALABAMA
CASSANDRA JOHNSON, CLERK

GENERAL INFORMATION

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA
JAQUELINE SMITH v. CIGNA GROUP INSURANCE

First Plaintiff:

☐ Business☒ Individual☐ Government☐ Other

First Defendant:

☒ Business☐ Individual☐ Government☐ Other

NATURE OF SUIT: Select primary cause of action, by checking box (check only one) that best characterizes your action:

TORTS: PERSONAL INJURY

☐ WDEA - Wrongful Death☐ TONG - Negligence: General☐ TOMV - Negligence: Motor Vehicle☐ TOWA - Wantonness☐ TOPL - Product Liability/AEMLD☐ TOMM - Malpractice-Medical☐ TOLM - Malpractice-Legal☐ TOOM - Malpractice-Other☐ TBFM - Fraud/Bad Faith/Misrepresentation☐ TOXX - Other: _____

TORTS: PERSONAL INJURY

☐ TOPE - Personal Property☐ TORE - Real Properly

OTHER CIVIL FILINGS

☐ ABAN - Abandoned Automobile☐ ACCT - Account & Nonmortgage☐ APAA - Administrative Agency Appeal☐ ADPA - Administrative Procedure Act☐ ANPS - Adults in Need of Protective Services

OTHER CIVIL FILINGS (cont'd)

☐ MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/
Enforcement of Agency Subpoena/Petition to Preserve☐ CVRT - Civil Rights☐ COND - Condemnation/Eminent Domain/Right-of-Way☐ CTMP - Contempt of Court☒ CONT - Contract/Ejectment/Writ of Seizure☐ TOCN - Conversion☐ EQND - Equity Non-Damages Actions/Declaratory Judgment/
Injunction Election Contest/Quiet Title/Sale For Division☐ CVUD - Eviction Appeal/Unlawful Detainer☐ FORJ - Foreign Judgment☐ FORF - Fruits of Crime Forfeiture☐ MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition☐ PFAB - Protection From Abuse☐ EPFA - Elder Protection From Abuse☐ FELA - Railroad/Seaman (FELA)☐ RPRO - Real Property☐ WTEG - Will/Trust/Estate/Guardianship/Conservatorship☐ COMP - Workers' Compensation☐ CVXX - Miscellaneous Circuit Civil Case

ORIGIN: F ☒ INITIAL FILING A ☐ APPEAL FROM DISTRICT COURT O ☐ OTHER

R ☐ REMANDED T ☐ TRANSFERRED FROM OTHER CIRCUIT COURT

HAS JURY TRIAL BEEN DEMANDED? ☐ YES ☒ NO Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P., for procedure)

RELIEF REQUESTED: ☒ MONETARY AWARD REQUESTED ☐ NO MONETARY AWARD REQUESTED

ATTORNEY CODE:
ALL016 9/16/2020 3:48:48 PM /s/ MYRON KAY ALLENSTEIN
Date Signature of Attorney/Party filing this form

MEDIATION REQUESTED: ☐ YES ☒ NO ☐ UNDECIDED

Election to Proceed under the Alabama Rules for Expedited Civil Actions: ☐ YES ☒ NO



IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JACQUELINE SMITH,

Plaintiff,

v.

CIGNA GROUP INSURANCE,

Defendant.

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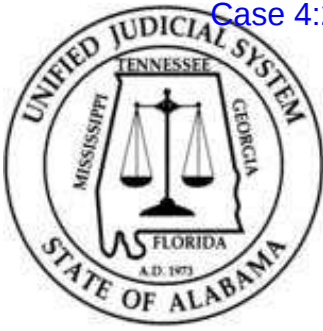
Case Number: _____

COMPLAINT

1. Plaintiff, age 50, is a disabled former employee of Children's Place.
2. Plaintiff has long term disability benefits through Defendant CIGNA Group Insurance.
3. Plaintiff is disabled due to debilitating bones in her neck.
4. Plaintiff applied for short term disability benefits, but CIGNA began paying long term disability benefits after her second neck surgery.
5. Plaintiff drew long term disability benefits for one year.
6. Plaintiff is owed benefits from 9/28/17 to the present time continuing in accordance with the policy.
7. Plaintiff has exhausted all administrative remedies.
8. This claim is filed pursuant to 29 U.S.C. §1132.

WHEREFORE, Plaintiff prays for appropriate relief, attorney fees and costs which are less than \$50,000.00.

s/MYRON K. ALLENSTEIN (ALL016)
ROSE MARIE ALLENSTEIN (ALL060)
ALLENSTEIN & ALLENSTEIN, LLC
Attorneys for Plaintiff
141 South 9th Street
Gadsden, AL 35901
(256) 546-6314
(256) 547-7648 (fax)
myron@allenstein.com
rose@allenstein.com



AlaFile E-Notice

31-CV-2020-900537.00

To: MYRON KAY ALLENSTEIN
myron@allenstein.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JAQUELINE SMITH V. CIGNA GROUP INSURANCE
31-CV-2020-900537.00

The following complaint was FILED on 9/16/2020 3:48:38 PM

Notice Date: 9/16/2020 3:48:38 PM

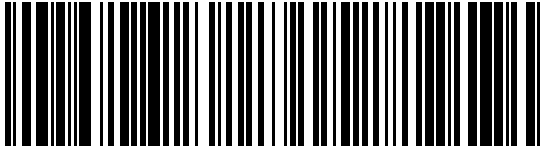
CASSANDRA JOHNSON
CIRCUIT COURT CLERK
ETOWAH COUNTY, ALABAMA
801 FORREST AVENUE
SUITE 202
GADSDEN, AL, 35901

256-549-2150



801 FORREST AVENUE
SUITE 202
GADSDEN, AL, 35901

USPS CERTIFIED MAIL



9214 8901 7301 4131 2000 0353 43

31-CV-2020-900537.00

To: CIGNA GROUP INSURANCE
CT CORPORATION SYSTEM
2 N.JACKSON ST. STE. 605
MONTGOMERY, AL 36104

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JAQUELINE SMITH V. CIGNA GROUP INSURANCE
31-CV-2020-900537.00

The following complaint was FILED on 9/16/2020 3:48:38 PM

Notice Date: 9/16/2020 3:48:38 PM

CASSANDRA JOHNSON
CIRCUIT COURT CLERK
ETOWAH COUNTY, ALABAMA
801 FORREST AVENUE
SUITE 202
GADSDEN, AL 35901
256-549-2150



UJS Information

September 21, 2020

Case Number: 31-CV-2020-900537.00
 Document Type: Complaint
 Restricted Delivery Requested: No

Intended Recipient:
 CIGNA GROUP INSURANCE (D001)
 CT CORPORATION SYSTEM
 2 N.JACKSON ST. STE. 605
 MONTGOMERY, AL 36104

Dear Circuit Clerk:

The following is in response to your request for proof of delivery on your item with the tracking number:
9214 8901 7301 4131 2000 0353 43.

Item Details

Status: Delivered
Status Date / Time: September 21, 2020, 9:56 am
Location: MONTGOMERY, AL 36104
Postal Product: First-Class Mail®
Extra Services: Certified Mail™
 Return Receipt Electronic

Shipment Details

Weight: 2.0oz

Recipient Signature

Signature of Recipient:

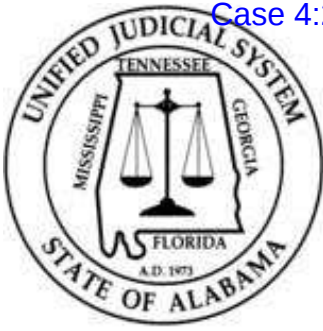
Address of Recipient:

Delivery Section
 Jennifer Lockwood
 Jennifer Lockwood
 2 N Jackson St Suite 605

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
 United States Postal Service®
 475 L'Enfant Plaza SW
 Washington, D.C. 20260-0004



AlaFile E-Notice

31-CV-2020-900537.00

Judge: CODY D. ROBINSON

To: ALLENSTEIN MYRON KAY
myron@allenstein.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JAQUELINE SMITH V. CIGNA GROUP INSURANCE
31-CV-2020-900537.00

The following matter was served on 9/21/2020

D001 CIGNA GROUP INSURANCE

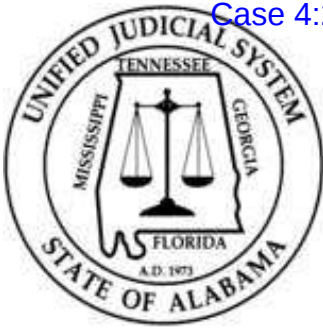
Corresponding To

CERTIFIED MAIL

ELECTRONIC CERTIFIED MAIL RETURN

CASSANDRA JOHNSON
CIRCUIT COURT CLERK
ETOWAH COUNTY, ALABAMA
801 FORREST AVENUE
SUITE 202
GADSDEN, AL, 35901

256-549-2150



AlaFile E-Notice

31-CV-2020-900537.00

Judge: CODY D. ROBINSON

To: CIGNA GROUP INSURANCE (PRO SE)
CT CORPORATION SYSTEM
2 N.JACKSON ST. STE. 605
MONTGOMERY, AL, 36104-0000

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JAQUELINE SMITH V. CIGNA GROUP INSURANCE
31-CV-2020-900537.00

The following matter was served on 9/21/2020

D001 CIGNA GROUP INSURANCE

Corresponding To

CERTIFIED MAIL

ELECTRONIC CERTIFIED MAIL RETURN

CASSANDRA JOHNSON
CIRCUIT COURT CLERK
ETOWAH COUNTY, ALABAMA
801 FORREST AVENUE
SUITE 202
GADSDEN, AL, 35901

256-549-2150

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	SUMMONS - CIVIL -	Court Case Number 31-CV-2020-900537.00
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IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA
JAQUELINE SMITH V. CIGNA GROUP INSURANCE

NOTICE TO: CIGNA GROUP INSURANCE, CT CORPORATION SYSTEM 2 N.JACKSON ST. STE. 605, MONTGOMERY, AL 36104
(Name and Address of Defendant)

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), MYRON KAY ALLENSTEIN
(Name(s) of Attorney(s))

WHOSE ADDRESS(ES) IS/ARE: 141 S. 9TH STREET, GADSDEN, AL 35901
(Address(es) of Plaintiff(s) or Attorney(s))

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:

☐ You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.

☒ Service by certified mail of this Summons is initiated upon the written request of JAQUELINE SMITH
(Name(s))
pursuant to the Alabama Rules of the Civil Procedure.

09/16/2020 /s/ CASSANDRA JOHNSON By: _____
(Date) *(Signature of Clerk)* *(Name)*

☒ Certified Mail is hereby requested. /s/ MYRON KAY ALLENSTEIN
(Plaintiff's/Attorney's Signature)

RETURN ON SERVICE

☐ Return receipt of certified mail received in this office on _____
(Date)

☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to _____
in _____ County,
(Name of Person Served) *(Name of County)*

Alabama on _____
(Date)

(Type of Process Server)

(Server's Signature)

(Address of Server)

(Server's Printed Name)

(Phone Number of Server)



IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JACQUELINE SMITH,	*	
	*	
Plaintiff,	*	
	*	
v.	*	Case Number: 31-CV-2020-900537
	*	
CIGNA GROUP INSURANCE,	*	
	*	
Defendant.	*	

AMENDED COMPLAINT

Plaintiff amends her complaint by correctly naming the Defendant and by restating the allegations.

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

JACQUELINE SMITH,	*	
	*	
Plaintiff,	*	
	*	
v.	*	Case Number: 31-CV-2020-900537
	*	
LIFE INSURANCE COMPANY	*	
OF NORTH AMERICA,	*	
	*	
Defendant.	*	

1. Plaintiff, age 50, is a disabled former employee of Children's Place.
2. Plaintiff has long term disability benefits through Defendant.
3. Plaintiff is disabled due to debilitating bones in her neck.
4. Plaintiff applied for short term disability benefits, but LINA began paying long term disability benefits after her second neck surgery.
5. Plaintiff drew long term disability benefits for one year.
6. Plaintiff is owed benefits from 9/28/17 to the present time and continuing in accordance with the policy.
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s/MYRON K. ALLENSTEIN (ALL016)
ALLENSTEIN & ALLENSTEIN, LLC
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